

**BUREAU OF INTERNAL AFFAIRS  
Investigations Division  
General Investigations Section**

**22 February 2012  
CL 1051476**

To: Commanding Officer  
Investigations Division  
General Investigations Section

From: P.O. Terry Batey #11794  
Investigations Division  
General Investigations Section

Subject: Reporting Party Interview

Allegation: The Victim, [REDACTED] alleges that the accused members entered his business and requested that [REDACTED] empty his pockets without justification. [REDACTED] further alleges that accused members removed \$240.00 USC from his person without being returned or inventoried.

On 22 February 2012 at 1900 hours, the Reporting Party came to [REDACTED] and provided a statement regarding the incident that occurred on or about 05 December 2011 at [REDACTED] Chicago, IL.

Prior to the Reporting Party arrival to his interview, R/P related that he would bring a Spanish speaking relative/friend to provide translation during his interview. When R/P arrived for his interview, R/P was alone without a relative/friend to be used for translation. R/I explained to R/P that R/I was not a Spanish speaking officer and would not be able to conduct the interview. R/P insisted that he would like to continue with the interview because he had travelled far and felt comfortable with speaking English for the interview.

R/I began to conduct the interview with R/P and realized that R/P was having difficulty understanding the questions that were being asked. R/I explained to R/P that R/I could have a Spanish speaking officer on staff come and provide translation; R/I asked R/P if he would be comfortable with the Spanish speaking officer providing translation and R/P related that would be fine. R/I then requested that P.O. Carlos ESPINOZA #5596 translate during the interview.

[REDACTED] related to R/I the following with the assistance of P.O. ESPINOZA #5596, but not VERBATM. [REDACTED] stated that he was a former business partner at the location of incident, Tamales Garibay and [REDACTED] believed the date of the incident was maybe on 05 December 2011 at 0600 hours. [REDACTED] continued and related that on the date of incident, [REDACTED] was gathering his materials from [REDACTED]. [REDACTED] further related that after gathering his materials, he relocated across the street to a laundry mat where he was going to wash his aprons; [REDACTED] pulled on the door to see if they were open and discovered the laundromat to be closed. [REDACTED] added that he believed the person who was in charge of the laundromat called the police; [REDACTED] walked back over to the restaurant because he didn't want to argue.

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██████████ continued and related that about six police cars showed up on the scene and he observed approximately ten officers. ██████████ related that while he was inside ██████████ and was told by the officers to take off his jacket, hoody, and pants; the officers started to laugh at him and told him he was crazy. ██████████ stated he removed all of his things which included his keys, wallet, and money and placed them on the ground. ██████████ related that he was transported in a big truck to the hospital. ██████████ stated that he was taken to a smaller hospital, but doesn't remember the name of the hospital; on 31 December 2011, the doctors gave him his personal items back at which point ██████████ discovered his money to be missing.

R/I asked ██████████ if there were any witnesses on scene; he related that the cousin of the owner of ██████████ was there, named ██████████ stated he didn't know her full name, but her phone number was ██████████ added that ██████████ was walking by and she entered the restaurant, but none of the police had spoken with her during the incident.

R/I asked ██████████ to describe the officers that transported him to the hospital, and he related (1) one female Black and (1) one male Hispanic; the Hispanic officer did not speak Spanish. ██████████ further related that he did not remember any of the officers' names.

R/I then asked ██████████ to describe the officers who took his personal items; ██████████ stated he could not describe the officers. ██████████ related that his missing money was not in his pocket and he had placed it on the ground; ██████████ added that he did not see who picked his money from the ground, but was sure the police took it.

R/I asked ██████████ what did the doctors related to him while he was hospitalized and ██████████ stated the doctors told ██████████ that he was crazy and everyone else was okay. ██████████ continued and related that the doctors told him he was nervous and that's why the doctors kept him hospitalized. ██████████ related that he was taken to Chicago Reid hospital about a year ago for two months; the doctors prescribed ██████████ sleeping pills at that time.

R/I asked ██████████ did he know if the hospital had removed his money from his person property; ██████████ stated his personal items were returned to him in a zip lock bag and the doctors told him that they never received any money. ██████████ continued and related that the told him they turned over what was given to them

R/I concluded the interview with ██████████ by asking him if he had any questions or concerns; ██████████ related that no one else could have taken his money besides the police and he was only reporting it because he didn't want it to happen to anyone else.

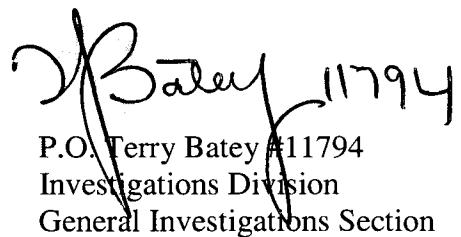
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R/I then explained the Sworn Affidavit requirement and its legal consequences to [REDACTED] prior to him detailing his complaint. As R/I was summarizing [REDACTED] complaints on the Sworn Affidavit, [REDACTED] related that he wanted to consult with a lawyer regarding signing the Sworn Affidavit; [REDACTED] refused to sign the Sworn Affidavit.

R/I explained to [REDACTED] that in order for the investigation to proceed, [REDACTED] would have to sign the Sworn Affidavit. R/I scheduled [REDACTED] to return to 3510 S. Michigan on 01 March 2012 at 1030 hours to sign the Sworn Affidavit after consulting with a lawyer.

  
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